

**SUPREME COURT MINUTES
MONDAY, AUGUST 1, 2011
SAN FRANCISCO, CALIFORNIA**

S145337 C051073/C051074 Third Appellate District

**STARK (ROBERT E.) v. S.C.
(PEOPLE)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Corrigan, J.

-- joined by Kennard, Acting C. J., Baxter, Werdegarr, Chin, Duffy*, and Dondero**, JJ.

Concurring Opinion by Kennard, J.

* Associate Justice, Court of Appeal, Sixth Appellate District, assigned by the Acting Chief Justice pursuant to article VI, section 6 of the California Constitution.

** Associate Justice, Court of Appeal, First Appellate District, Division One, assigned by the Acting Chief Justice pursuant to article VI, section 6 of the California Constitution.

S087533

**PEOPLE v. POPS (ASWAD) &
WILSON (BYRON)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing appellant Byron Wilson's opening brief by December 7, 2011, counsel's request for an extension of time in which to file that brief is granted to October 4, 2011. After that date, only one further extension totaling about 60 additional days is contemplated.

S124131

**PEOPLE v. BARRETT
(JOSEPH ANTHONY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to September 30, 2011.

S128402

**PEOPLE v. DONALDSON
(JASARI LATIFUL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Harry Gruber's representation that he anticipates filing the appellant's opening brief by January 2012, counsel's request for an extension of time in which to file that brief is granted to October 3, 2011. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S166477**MUNGIA (JOHN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Shelley J. Sandusky's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by May 31, 2012, counsel's request for an extension of time in which to file that document is granted to September 30, 2011. After that date, only four further extensions totaling about 240 additional days are contemplated.

S178504**DALTON (KERRY LYN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Jolie Lipsig's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by January 2013, counsel's request for an extension of time in which to file that document is granted to September 30, 2011. After that date, only eight further extensions totaling about 480 additional days are contemplated.

S188238

B216917 Second Appellate District, Div. 7

**PEOPLE v. ELMORE
(CHARLES)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to August 18, 2011.

S194878

C063624 Third Appellate District

**HARRIS (KAMALA D.) v.
NATIVE WHOLESALE
SUPPLY COMPANY**

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to September 7, 2011.

S193868**GREEN (LONZELL) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Fifth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious

petition must be denied.

S194134

**LINO (OWEN) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194170

**PERRY (STEVEN R.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Fifth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194372

**JAMESON (BARRY S.) v. S.C.
(DESTA)**

Transferred to Court of Appeal, Fourth Appellate District, Division One

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194373

**GARZA, JR., (NOE) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194389

**HUSSER (JOHN H.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District,

Division Three, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194446**WILLIAMS (ANTHONY) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

S194551**FITZGERALD (RAHSAAN T.)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194602**WALCOTT (DARRYL) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

S194659**KAGAN (DOROTHY) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194704

B233468 Second Appellate District, Div. 5

**ATKINS (GENE) v. S.C.
(WOOTEN)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194728**BALDWIN (ALLEN LEE) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division Two

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194756**MUHAMMAD (MALIK ALI)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, First Appellate District

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194888**LOVE (BOBBY C.) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Fourth Appellate District, Division One

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S194906**OGLE (CORKY DENNIS) v.
S.C (PEOPLE)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S195097**ADAMS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARCIA HOWE ADAMS, State Bar Number 83126, as a member of the State Bar of California is accepted.

MARCIA HOWE ADAMS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195098**CRAY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DIANE LEE CRAY, State Bar Number 107572, as a member of the State Bar of California is accepted.

DIANE LEE CRAY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195099**DANENHAUER, JR., ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of EDWIN HENRY DANENHAUER, JR., State Bar Number 42769, as a member of the State Bar of California is accepted.

EDWIN HENRY DANENHAUER, JR., must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195100**DEITRICK ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of IRA GORMAN DEITRICK, State Bar Number 49370, as a member of the State Bar of California is accepted.

IRA GORMAN DEITRICK must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195101**EAMES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DIANE DENNO EAMES, State Bar Number 50443, as a member of the State Bar of California is accepted.

DIANE DENNO EAMES must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195102**GIRE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LEROY M. GIRE, State Bar Number 34988, as a member of the State Bar of California is accepted.

LEROY M. GIRE must also comply with rule 9.20 of the California Rules of Court and perform

the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195103**HULL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JULIANNE HULL, State Bar Number 246719, as a member of the State Bar of California is accepted.

JULIANNE HULL must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195104**McNEIL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WANDA S. MCNEIL, State Bar Number 101105, as a member of the State Bar of California is accepted.

WANDA S. MCNEIL must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195105**MELTZER ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LOIS KAREN MELTZER, State Bar Number 54125, as a member of the State Bar of California is accepted.

LOIS KAREN MELTZER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195106**MITSUMORI ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES K. MITSUMORI, State Bar Number 20588, as a member of the State Bar of California is accepted.

JAMES K. MITSUMORI must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195109**PACE ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARILYN KAY PACE, State Bar Number 150448, as a member of the State Bar of California is accepted.

MARILYN KAY PACE must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195110**PETERS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JAMES PIERCE PETERS, State Bar Number 137946, as a member of the State Bar of California is accepted.

JAMES PIERCE PETERS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

E051876

Fourth Appellate District, Div. 2

**PEOPLE v. DLUGITCH
(STEVEN A.)**

The time for granting review on the court's own motion is hereby extended to August 30, 2011. (Cal. Rules of Court, rule 8.512(c).)